

The briefing for the City Council Meeting to be held on Tuesday, October 19, 2021 will be held at 6:30 pm in the Auditorium and Zoom.

Agenda for the City Council Meeting on Tuesday, October 19, 2021 immediately following the Mayors Briefing in the Auditorium and Zoom is as follows:

#### Public Input

- C-1 A communication from Assistant City Solicitor Christine Pikula of the Law Department with a ruling upholding the recording of City Council minutes.
- C-2 A communication from Associate City Solicitor Kevin Q. Corridan of the Law Department re: October 5<sup>th</sup> Council Meeting/Slate Road.
- MO-1 Mayors appropriation of Seventy five thousand and 00/100 dollars (\$75,000.00) to the following named account: D.P.W. Wastewater Special Account for Settlement of Claims from available funds in the D.P.W. Wastewater Special Account for Memorial Drive Sewer Extension.
- MO-2 Mayors appropriation of Twenty thousand and 00/100 dollars (\$20,000.00) to the following named account: Registrar's Expense Account for Special Services from available funds in the Passport Revolving Account.
- MO-3 Mayors appropriation of Two thousand four hundred fifty five and 00/100 dollars (\$2,455.00) to the following named account: Planning Expense Account for Special Services from available funds in the Stabilization Fund.
- MO-4 Ordered that the City Council accept the FY2022 Municipal Road Safety Program Grant from the Commonwealth of Massachusetts Executive Office of Public Safety and Security to the Chicopee Police Department in the amount of Forty nine thousand four hundred two and 50/100 dollars (\$49,402.50). Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-5 Ordered that the City Council accept the attached named donations in the amount of Seventy and 00/100 (\$70.00) to the Chicopee Police Department. Said donations are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-6 To the City Council:
- You are hereby notified that I have this day appointed, Thomas J. Robak, 84 Nelson Street, Chicopee, MA 01013 to the Golf Commission to serve in such office expiring on the first day of November 2025. To which appointment I ask the confirmation of your honorable Council.
- \*Re-Appointment
- MO-7 Ordered that the City Council accept the donations in the amount of Nine thousand five hundred twenty two and 00/100 dollars (\$9,522.00) to the Chicopee Council on Aging. Said donations are for senior meals for the month of September, 2021 and they are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-8 Ordered that the City Council accept the donations in the amount of Six hundred seven and 00/100 dollars (\$607.00) to the Chicopee Council on Aging. Said donations are for the Rivermills Reminder Newsletter and are accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-9 Ordered that the City Council accept the donations in the amount of One thousand twenty five and 00/100 dollars (\$1,025.00) to the Chicopee Council on Aging. Said donations are for programming and are accepted in accordance with M.G.L. Chapter 44 Section 53A.

- MO-10 An order requesting the City Council approve the redistricting map establishing ward and precinct boundaries as recommended by the redistricting committee and approved by the Mayor, and forward the redistricting plan to the Massachusetts Secretary of State and the Local Election Districts Review Commission.
- 11 A favorable Ordinance Committee report: Chapter 7 Ordinance Revisions
- 12 A favorable Ordinance Committee report: BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:
- Chapter 198 Motor Vehicles on City Property  
Add to 198-2 Violations and penalties
- (A) No person shall operate a recreational vehicle or off-highway/road on any City-owned or-controlled public way, sidewalk, park, playground, recreation area, public school property or any other property owned or controlled by the City.
- (B) No person operating or in control of a recreational or off-highway/road vehicle shall refuse to stop such vehicle after having been requested or signaled by a law enforcement officer, No person shall refuse to give their correct name, address or registration to the law enforcement officer.
- (C) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so that the lives of the public might be endangered and/or such operation, cause serious bodily injury.
- (D) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so as to cause property damage public/and or private property.
- (E) No person shall operate a recreational or off-highway/road vehicle without stopping and making their name, address and vehicle information known after knowingly colliding with or otherwise causing bodily injury to another.
- (F) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently so that the lives or safety of the public may be endangered.
- (G) No person shall operate a recreational or off-highway/road vehicle recklessly or negligently as to harasses or be a nuisance to the public.
- (H) No person shall operate a recreational or off-highway/road vehicle without first having registered/insured such vehicle in accordance with MGL c.90B Section 22.
- 13 A favorable Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:
- Chapter 198 Motor Vehicles on City Property
- Add 198-2.1
- Penalties for violations  
1<sup>st</sup> Offense \$500.00  
2<sup>nd</sup> Offense \$1,000.00  
3<sup>rd</sup> Offense \$1,500.00
- 14 A favorable Ordinance Committee report: BE IT ORDAINED by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:
- Chapter 188-20 Service and self-service station licenses.
- Add S Sale of Gasoline for Illegal Purposes
- (a) No owner or employee of any retail dealer of gasoline shall sell, offer for sale, or attempt to sell any article or product represented as gasoline for use in any motorized recreational vehicle as defined in this ordinance, unless that vehicle is conveyed to and from the retailer's premises by a registered motor vehicle, as defined under Massachusetts General Law Chapter 90 section 1,

as may be amended, and no individual shall purchase or attempt to purchase gasoline for use in any motorized recreational vehicle as defined in this ordinance.

(b) Signs with the words "FUELING OF ALL TERRAIN VEHICLES, MINI-CYCLES, DIRT BIKES, OR OTHER UNAUTHORIZED VEHICLES PROHIBITED" in English and "PROHIBIDO DESPACHAR GASOLINA A ALL TERRAIN VEHICLES, MINI-CYCLES O DIRT BIKES O A OTROS VEHICULOS NO AUTORIZADOS" in Spanish at least one (1) inch in height with a contrasting margin shall be posted at all dispensing locations. The location of warning signs shall be based on local conditions but shall be visible and legible from all gas pumps. Signage to be provided by the City.

(c) Any owner of any retail dealer of gasoline which violates any provision of Subsections (a) or (b) of this section who owns or is employed by a retail dealer that has been previously issued a warning as the result of a previous violation of Subsections (a) or (b) of this section shall be fined one hundred dollars (\$100.00) per occurrence. Each motorized recreational vehicle as to which an owner or employee of any retail dealer of gasoline sells, offers for sale, or attempts to sell gasoline shall be considered a separate violation of Section (a) above.

T.	Offense	Fine	Enforcing Personnel
	Sale of Gasoline For Illegal Purposes	\$100.00	Chicopee Police Department

15 A favorable Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 243-28 Obstruction of streets and sidewalks prohibited.

Add to Chapter 243-28 A1

A1 Any such obstruction shall be tagged by the DPW or their designee for a period of 48 hours and if said obstruction is not so removed, the DPW shall remove said obstruction and hold for a period of 45 days during which time the owner may retrieve said obstruction. If the obstruction is not retrieved by the owner within the 45 day period, said obstruction shall be discarded and/or disposed of by the DPW.

16 A favorable Ordinance Committee report: A proposed ordinance Adding To, Chapter 260, Parking regulations: Streiber Drive, for a distance of 75 feet from the intersection of Vadnais Street, Parking Prohibited Anytime.

17 A favorable Ordinance Committee report: A proposed ordinance Adding To, Chapter 260, Parking regulations: Ranger Street, North side, Parking Prohibited This Side.

18 A NEW Special Permit application under Section 275-58 (C)(4) of the Municipal Zoning Ordinance for the purpose of new eating/drinking place with consumption of alcohol. Location of property: 27 Grove Street, Chicopee, MA 01020. Name of Applicant: Lisa Jablonski, 11 Balfour Drive, Springfield, MA 01118.

19 A NEW Special Permit application under Section 275-50 (c) (1) & 50 (c) (2)(a) of the Municipal Zoning Ordinance for the purpose of changing our illuminated electric standing sign to a digital LED display and a reduction in the front set back is 3' from curb. Location of property: 993 Chicopee Street, Chicopee, MA 01013. Name of applicant: Michele Cropanese, 60 Powers Street, Chicopee, MA .

20 A NEW Special Permit application under Section 275-50 (C) (1) of the Municipal Zoning Ordinance for the purpose of existing sign w/in 25'-0" required setback. Need Special Permit to reface existing pylon sign. Location of property: 810 Meadow Street. Name of applicant: Carolyn A. Parker, Agent, 3 Lorion Avenue, Worcester, MA 01606.

- 21 A NEW Special Permit application under Section 275-50 (C) (1) of the Municipal Zoning Ordinance for the purpose of existing sign w/in 25'-0" required setback. Need Special Permit to reface existing pylon sign. Location of property: 1031 Chicopee Street. Name of applicant: Carolyn A. Parker-Agent, 3 Lorion Avenue, Worcester, MA 01606.
- 22 A NEW Special Permit application under Section 275-58 (C)(4) of the Municipal Zoning Ordinance for the purpose of a new eating and drinking establishment with or without live entertainment (DJ or Band). Location of property: 52 Gladdu Avenue. Name of applicant: NG Chicopee Realty LLC (Jack Ng), 52 Gladdu Avenue.
- 23 An application for a NEW Junk Dealers License at 400 East Main Street. To sell retail gift items such as new & old clothing, personal gift sets, clothing and accessories. Applied for by: Beverly J. Thorington, 130 Ruskin Street, Chicopee, MA 01020.

ATTEST:



Keith W. Rattell  
City Clerk